

**MINUTES OF THE PUBLIC HEARING HELD BEFORE THE  
COMMON COUNCIL OF THE CITY OF JASPER, INDIANA  
JULY 18, 2012**

A public hearing before the Common Council of the City of Jasper, Indiana, was held on Wednesday, July 18, 2012, in the Council Chambers of City Hall, 610 Main Street, Jasper, Indiana.

**Call to Order.** Presiding Officer Mayor Terry Seitz called the public hearing to order at 6:50 p.m.

**Roll Call.**

Clerk-Treasurer Juanita S. Boehm called the roll.

Mayor Terry Seitz	Present
Council members:	
Gregory Schnarr	Present
David Prechtel	Present
Thomas Schmidt	Present
Earl Schmitt	Present
Kevin Manley	Present
Randall Buchta	Present
Raymond Howard	Present
City Attorney Renee Kabrick	Present
Clerk-Treasurer Juanita S. Boehm	Present

Clerk-Treasurer Boehm announced that in order to have a quorum for the hearing, a majority of the council members must be in attendance. All seven council members were in attendance; therefore, there was a quorum for the hearing.

**Purpose.** Mayor Seitz said the purpose of the public hearing is to continue the June 20, 2012 public hearing concerning the petition of the Evangelical Lutheran Good Samaritan Society to vacate public rights-of-way and a 10 foot alley in the Summit Heights Addition.

Before the June 20, 2012 public hearing, a notice appeared in the Herald on June 9, 2012. That notice and the continued public hearing notice was posted at City Hall and faxed to the news media.

Nathan Waggoner with Cash Waggoner and Associates was present representing the Evangelical Lutheran Good Samaritan Society. Waggoner said the petitioner wants to build an assisted living facility on the north two blocks of the subdivision. In order to do so, they want to vacate Booths Lane, Rose Dale Avenue, Krempp Avenue, and a 10 ft alley.

City Engineer Chad Hurm said there are sanitary sewer lines and overhead electric lines in the right-of-way. The utility managers would agree to the vacations if

easements were granted back to the City. Hurm then said the council could grant the vacation upon the replatting of the area being built on.

City Attorney Renee Kabrick said the City could hold the vacation ordinance and not record it until after the Plan Commission gives the replat primary approval.

*At 7:00 p.m. Mayor Seitz announced that the regular council meeting will begin at the conclusion of this hearing.*

Mayor Seitz asked for comments from the public. General Manager of Utilities Gerald 'Bud' Hauersperger explained that the Utility Service Board approved the vacation of the rights-of-way of Booths Lane, Krempp Avenue, Rose Dale Avenue, and the alley with a recommendation of a 25 foot easement for both Rose Dale Avenue and Booths Lane and the rebuilding of approximately 120 feet of sewer line south of the vacation area on Krempp Avenue so the sewer flows downhill towards the manhole.

No other comments were received.

**Close hearing.** There being no further comments a motion was made by Council member Earl Schmitt and seconded by Council member David Prechtel to close the public hearing. The motion carried 7-0 and the hearing closed at 7:01 p.m.

The minutes were hereby approved \_\_\_\_ with  X  without corrections or clarification this 22<sup>nd</sup> day of August, 2012.

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**Mayor Terry Seitz**  
**Presiding Officer**

**Attest:**

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**Juanita S. Boehm, Clerk-Treasurer**